STATE OF WASHI

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BY RONALD R. CARPENTE

CLERK

SUPREME COURT OF THE STATE OF WASHINGTON

JUSTIN ENDICOTT, an individual,

NO. 82635-8

Respondent,

SUPPLEMENTAL STATEMENT OF ADDITIONAL

AUTHORITIES

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ICICLE SEAFOODS, INC., an Alaska corporation,

Appellant.

COMES NOW the respondent Justin Endicott and submits the following additional authorities to the Court pursuant to RAP 10.8:

- Engel v. Davenport, 1924 A.M.C. 758 (1924), reversed on other grounds, 271 U.S. 33, 46 S. Ct. 410, 70 L.Ed. 813 (1926) (recognizing that this Court's Larson decision was overruled by United States Supreme Court in Chelentis v. Luckenback);
- Wings of the World, Inc. v. Small Claims Court, King County District Court, Northeast Div., 97 Wn. App. 803, 987 P.2d 642 (1999) (in determining state constitutional jury rights, courts look both to scope of the right and whether specific action was one to which a jury right attached in 1889).

DATED this 23d day of September, 2009.

Respectfully submitted

Philip A. Talmadge, WSBA #6

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applemental Statement of Additional Authorities - 1

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FILED AS ATTACHMENT TO EMAIL

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Anthony L. Rafel, WSBA #13194 Rafel Law Group PLLC 999 3rd Avenue, Suite #1600 Seattle, WA 98104 (206) 838-2660 Attorneys for Respondent Justin Endicott

DECLARATION OF SERVICE

On this day said forth below, I emailed and deposited with the U.S. Postal Service a true and accurate copy of: Supplemental Statement of Additional Authorities in Supreme Court Cause No. 82635-8 to the following parties:

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Original sent by email for filing with: Washington Supreme Court Clerk's Office 415 12th St W Olympia, WA 98504

I declare under penalty of perjury under the laws of the State of Washington and the United States that the foregoing is true and correct.

DATED: September 23, 2009 at Tukwila, Washington.

Paula Chapler, Legal Assistant

Talmadge/Fitzpatrick

DECLARATION